

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-103841-001 SE

09/26/2007

JUDGE PRO TEM CAROLYN K.
PASSAMONTE

CLERK OF THE COURT
N. Hannahoe
Deputy

STATE OF ARIZONA

CHARITY A COLLINS

v.

DOUGLAS MICHAEL SHAUGHNESSY (001) LAWRENCE I KAZAN

MINUTE ENTRY

1:40 p.m.

Courtroom CRDU 1

This is the time set for Evidentiary Hearing on defendant's Motion to Dismiss/Motion to Suppress. State is represented by above-named counsel. Defendant is present and represented by above-named counsel.

Court Reporter, April M. Escobedo, is present.

State invokes the Rule of Exclusion of Witnesses.

State's case:

Ofc. Gary W. Rice is sworn and testifies.

LET THE RECORD REFLECT the witness makes and in-Court identification of defendant.

The witness steps down.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-103841-001 SE

09/26/2007

Ofc. Eric T. Thornhill is sworn and testifies.

LET THE RECORD REFLECT the witness makes and in-Court identification of defendant.

The witness is excused.

State rests.

Defendant's case:

Joseph Snyder is sworn and testifies.

The witness is excused.

Douglas Michael Shaughnessy is sworn and testifies.

The defendant steps down.

Defendant rests.

On rebuttal by the State,

Ofc. Gary W. Rice is recalled to the stand and testifies further.

The witness steps down.

There being no further rebuttal,

Both sides rest.

Motion is argued.

IT IS ORDERED taking this matter under advisement.

IT IS ORDERED continuing Trial from 09/26/2007 to 09/27/2007⁶ at 10:30 a.m.

LAST DAY REMAINS: 10/27/2007.

3:04 p.m. Matter concludes.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-103841-001 SE

09/26/2007

L A T E R :

THE COURT FINDS that Defendant was given a reasonable opportunity to arrange for an independent blood test when he was given access to a phone and contacted his attorney. The State's subsequent actions in proceeding with their investigation, transport and booking of Defendant did not unreasonably interfere with Defendant's right to an independent test.

IT IS ORDERED denying Defendant's Motion to Dismiss or in the alternative Motion to Suppress re Denial of Right to Independent Chemical Test.